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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 JACQUELINE LAWRENCE, et al.,

10 Plaintiff(s),

11 v.

12 LAS VEGAS METROPOLITAN POLICE
13 DEPARTMENT, et al.,

14 Defendant(s).

Case No. 2:16-cv-03039-JCM-NJK

ORDER

(Docket No. 45)

15 Pending before the Court is a motion that the mothers of K.C., A.S., and K.C. be appointed their
16 guardians ad litem pursuant to Rule 17(c) of the Federal Rules of Civil Procedure. Docket No. 45. No
17 response has been filed, and the deadline to do so has now passed. *See* Local Rule 7-2. Nonetheless,
18 the Court is not persuaded based on the submission made that the motion should be granted. Most
19 significantly, the proposed guardians ad litem are the mothers of the children, and are already
20 representing them in this case. *See* Docket No. 1. Other courts have found it unnecessary to appoint a
21 mother as her child's guardian ad litem. *See, e.g., Prudential Ins. Co. of Am. v. Remington*, 2013 WL
22 3070629, at *1-3 (E.D. Cal. June 17, 2013) (citing *Burke v. Smith*, 252 F.3d 1260, 1264 (11th Cir.
23 2001); *Matter of Chi., Rock Island & Pac. R.R. Co.*, 788 F.2d 1280, 1282 (7th Cir. 1986); and *Croce v.*
24 *Bromley Corp.*, 623 F.2d 1084, 1093 (5th Cir. 1980)). That such appointment is not necessary is
25 consistent with the fact that the minors' mothers initiated this case in late 2016, and litigated it for
26 roughly a year before seeking appointment as guardians ad litem.¹

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28 ¹ Of course, to the extent appointment of these mothers as guardians ad litem is necessary, that begs
the question as to why such appointment is being sought a year after the case was initiated.

1 In short, the motion does not explain why the relief sought is necessary, and is therefore
2 **DENIED** without prejudice. To the extent Plaintiffs truly believe appointments as guardians ad litem
3 is required, in addition to addressing the generally applicable standards any renewed motion shall also
4 explain why Plaintiffs believe such appointment to be necessary and why they litigated this case for
5 roughly a year before seeking that appointment. Any such renewed motion shall be filed by January 25,
6 2018.

7 IT IS SO ORDERED.

8 DATED: January 18, 2018

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NANCY J. KOPPE
United States Magistrate Judge